

1 HONORABLE FRANKLIN D. BURGESS  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT TACOMA

UNITED STATES OF AMERICA, )  
Plaintiff, ) NO. CR03-5659FDB  
vs. )  
FRANCISCO RINCONES AYALA, ) STIPULATED ORDER  
Defendant. ) TO CONTINUE SENTENCING  
CLERK'S ACTION REQUIRED

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The Court has considered the motion filed by the parties concerning a continuance of the sentencing hearing and brief due date(s) in this case:

The Court finds that continuing the sentencing in this case is necessary in order to allow defense counsel adequate time to research, allow client to speak to the voice analysis expert, obtain letter(s) from prior employer(s), prepare briefing and effectively prepare for sentencing.

The Court further finds that the ends of justice are served by continuing the sentencing hearing in this case until September 16, 2005, affords Mr. Ayala effective assistance of counsel.

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Wecker Hunko Bougher

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1 IT IS THEREFORE ORDERED that the sentencing hearing in this case shall be continued until  
2 September 16, 2005 at 9:00 am., and if the defense intends to pursue withdrawal of Mr. Rincones' plea, it shall  
3 provide the Court with its brief no later than July 28, 2005. The government may file its response not later than  
4 August 11, 2005.

5 DONE this 24<sup>th</sup> day of May, 2005.  
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7 /s/ Franklin D Burgess  
8 FRANKLIN D. BURGESS  
United States District Judge

9 Presented by:  
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